

2 th Ct.
ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA
HARRISBURG

FREDERICK JACKSON,
Petitioner,

-V-

Criminal Docket Case# 1:00-CR-00234-01

UNITED STATES OF AMERICA,
Respondent,

FILED
HARRISBURG, PA

DEC 01 2004

MARY E. D'ANDREA, CLERK
Per J. Kane
Deputy Clerk

.....
**MOTION FOR EXTENTION OF TIME
AND
APPOINTMENT OF LEGAL COUNSEL**

NOW INTO COURT, Comes Frederick Jackson, the petitioner, appearing through Pro-Se representation and respectfully prays this Honorable Court for an extention to file objections. The Petitioner also ask the Honorable Court for a Court Appointed Attorney for representation in this matter.

This is a Pro-Se Motion and such is to be held to less stringent standards than those drafted by an Attorney. HAINES V. KERNER, 30 L. Ed. 2d. 652 (1972): The allegations in a Pro-Se Motion must be taken as true and construe in favor of the defendant. CRUZ V. BETO, 31 L. Ed. 2d. 263 (1972).

In Support Thereof, The Petitioner States As Follows:

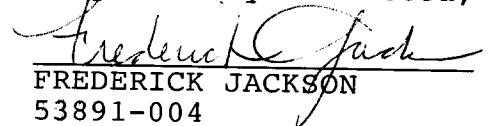
FACTUAL ALLEGATIONS AND PRIOR PROCEEDING

On March 29, 2004, Mr. Jackson's motion Pursuant to 28 U.S.C. & 2255 was filed in this Honorable Court. On April 26, 2004, Mr. Jackson filed his Memorandum Brief In Support Of His Motion Pursuant To 28 U.S.C. & 2255, thus amending his initial Motion. On April 30, 2004 this Honorable Court granted Jackson's motion to amend and ordered the Honorable Clerk Of Courts to docket the amended & 2255 motion and to attach Jackson's brief in support of his motion to amend appropriately.

On July 15, 2004, Mr. Jackson filed another motion to amend his & 2255 motion and a brief in support of the motion. The Amended motion revolved around the recent Supreme Court Ruling in BLAKELY. On August 31, 2003, Mr. Jackson filed his proposed amended petition. On November 2, 2004, The Honorable Court Ordered That The United States Attorney answer The Motion within 20 days. The United States Attorney filed his response to the motion on November 10, 2004. Mr. Jackson received The United States Attorney's response to the motion on November 16, 2004, at Lorretto Federal Prison Camp.

ISSUE

Mr. Jackson wishes to traverse the motion filed by the United States Attorney. However, Mr. Jackson will require an extension to file his objections. Furthermore Mr. Jackson will also request the Honorable Court to be represented by a Court appointed Attorney in this matter.

Respectfully Submitted,

FREDERICK JACKSON
53891-004

CERTIFICATE OF SERVICE

I, Frederick Jackson, hereby certify under the penalty of perjury that on the date given below, I deposited a true and correct copy of my MOTION FOR EXTENTION OF TIME, AND APPOINTMENT OF LEGAL COUNSEL, in the Loretto Federal Prison Camp's Legal Mail System with First Class postage to insure its proper delivery.

Executed on This 24 th Day of Nov. 2004.


Frederick Jackson
FREDERICK JACKSON